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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

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11 VINCENT JOHNNY AVALOS,
12 Plaintiff,
13 v.
14 SARA L. KIRCHEN-ROLPH, et al.,
15 Defendants.

Case No. 1:21-cv-00084-JLT (PC)

**ORDER DENYING AS MOOT
PLAINTIFF'S REQUEST TO FILE AN
ORDER PRESERVING THE RIGHT OF
TRIAL BY JURY**

(Doc. 11)

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17 Plaintiff has filed a request for an order preserving his right to a jury trial pursuant to Rule
18 38 of the Federal Rules of Civil Procedure. (Doc. 11.) Plaintiff's complaint includes a jury trial
19 demand. (Doc. 1.) Accordingly, the Court **DENIES as moot** Plaintiff's request.

20 IT IS SO ORDERED.
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22 Dated: July 12, 2021

/s/ Jennifer L. Thurston

23 CHIEF UNITED STATES MAGISTRATE JUDGE
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